



**STATE OF IOWA**  
**MASTER AGREEMENT**  
 Contract Declaration and Execution

EFFECTIVE BEGIN DATE: 04-15-2009  
 EXPIRATION DATE: 04-14-2010  
 PAGE: 1 of 3

**VENDOR:**

**Western Lime Corp**  
**PO Box 57**  
  
**West Bend, WI 53095**  
**USA**

**VENDOR CONTACT:**

Biju Daniel  
**PHONE:** 800-433-0036 **EXT:** 109  
**EMAIL:** bdaniel@westernlime.com

**ISSUER:**

JEANETTE CHUPP  
**PHONE:** 515-281-6288  
**EMAIL:** Jeanette.Chupp@iowa.gov

**FOB** FOB Dest, Freight Prepaid

**Contract For:** Lime (Rotary Hydrated Lime) for Water Treatment

The parties agree to comply with the terms and conditions on the following attachments which are by this reference made a part of the Agreement.

Attachment 1: General Terms and Conditions for goods contracts posted at: [http://das.gse.iowa.gov/terms\\_goods.pdf](http://das.gse.iowa.gov/terms_goods.pdf)

Attachments 2. - 5. are on file with the Dept. of Administrative Services, GSE.

Attachment 2: Contractor's Response to Competitive Bid RFB0708412087 of March 31, 2008.

Attachment 3: Contractor's Cost Proposal response to competitive bidding document RFB0708412087 of March 31, 2008.

Attachment 4: Memo dated March 18, 2008, from Biju Daniel identifying product exceptions:

- Paper Bags (2-ply paper)
- Pallet Jack "not" supplied for unloading (ordering agency must provide forklift)
- Full Truckload shipments

Payment Terms: Net 30 days

FOB: Destination

Minimum Order: Truckload (855 to 900 bags)

Maximum percentage increase upon contract renewal:

Renewal #1. 4/14/2009 thru 4/15/2010.... 2.9% (per approval on 3-25-2009)

Renewal #2. 4/14/2010 thru 4/15/2011.... 6% or less

**RENEWAL OPTIONS**

**FROM** 04-15-2009 **TO** 04-14-2010

**FROM** 04-15-2010 **TO** 04-14-2011

**AUTHORIZED DEPARTMENT**

ALL

IN WITNESS WHEREOF, this Agreement has been executed by the parties hereto.

CONTRACTOR		STATE OF IOWA	
CONTRACTOR'S NAME (If other than an individual, state whether a corp., partnership, etc.) <i>Western Lime Corporation</i>		AGENCY NAME <i>Iowa Dept. of Administrative Services</i>	
BY (Authorized Signature) <i>[Signature]</i>	Date Signed <i>3/30/09</i>	BY (Authorized Signature) <i>Jeanette Chupp</i>	Date Signed <i>March 26, 2009</i>
Printed Name and Title of Person Signing <i>Biju Daniel Mgr. Sales &amp; Marketing</i>		Printed Name and Title of Person Signing <i>Jeanette Chupp</i>	
Address <i>P.O. Box 57, West Bend, WI 53095</i>		Address <i>1305 E. Walnut, Des Moines, Iowa</i>	



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**MA# 005 1295-08**

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LINE NO.	QUANTITY / SERVICE DATES	UNIT	COMMODITY / DESCRIPTION	UNIT COST / PRICE OF SERVICE
1	1.00000	TON	8857849  LIME, QUICK (HIGH CALCIUM ROTARY KILN LIME FINES) High Calcium Hydrated Lime .. Price: \$175.00 per Ton .. Brand Name: Pure Cal Use: Water Treatment Complies with ASTM C-911, AWWA Standards, ANSI/NSF drinking water standards. Packaging: 50 lb. - 2 ply paper bag Pallet Size: 45 bags Truckload: 855 to 900 bags Minimum Order: Truckload	\$175.000000 \$0.000000
2	0.00000	LB	8857849  LIME, QUICK (HIGH CALCIUM ROTARY KILN LIME FINES) High Calcium Hydrated Lime .. Price: \$ .0875 per pound .. Brand Name: Pure Cal Use: Water Treatment Complies with ASTM C-911, AWWA Standards, ANSI/NSF drinking water standards. Packaging: 50 lb. - 2 ply paper bag Pallet Size: 45 bags Truckload: 855 to 900 bags Minimum Order: Truckload	\$0.087500 \$0.000000
3	0.00000		8857849  LIME, QUICK (HIGH CALCIUM ROTARY KILN LIME FINES) High Calcium Hydrated Lime Brand Name: Pure Cal Use: Water Treatment Complies with ASTM C-911, AWWA Standards, ANSI/NSF drinking water standards. Packaging: 50 lb. - 2 ply paper bag Pallet Size: 45 bags Truckload: 855 to 900 bags Minimum Order: Truckload	\$0.000000 \$0.000000



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**TERMS AND CONDITIONS**

**Terms & Conditions Goods**

The parties agree to comply with the terms and conditions on the following web site which are by this reference made a part of the Agreement.

General Terms and Conditions for goods contracts are posted at: [http://das.gse.iowa.gov/terms\\_goods.pdf](http://das.gse.iowa.gov/terms_goods.pdf)

# WESTERN LIME CORPORATION

MANUFACTURES OF  
HIGH CALCIUM & DOLOMITIC LIME

206 N. 6<sup>th</sup> Avenue, P.O. BOX 57  
WEST BEND, WI 53095

PHONE # 262-334-3005  
FAX # 262-334-2874

3/18/08

**Jeanette Chupp**  
Purchasing Agent  
State of Iowa  
Department of Administrative services  
1305 East Walnut Street  
Hoover State Office Bldg – Level A  
Des Moines, IA 50319

**Scaled Bid RFB 0708412087**  
**Rotary Grade Hydrated Lime.**

**Specification:**

High Calcium Hydrated Lime  
50 lb bag – 2 ply paper bag  
Brand name: Pure Cal  
50 lb bag, 45 bags per pallet  
855 to 900 bags per truckload  
Complies with ASTM C-911  
AWWA standards  
ANSI/NSF 60 drinking water standards  
Shipping Point: Eden, Wisconsin

**Terms:**

Price: fob Woodward, Iowa ~~\$170.00~~ <sup>\$175</sup> per ton or ~~\$0.0850~~ <sup>\$0.0875 effective 4-15-2009</sup> per pound.  
Payment: Net 30 days  
Price subject to annual increases  
Western cannot provide pallet jacks  
Western Lime cannot ship less than full truckloads.

If you need more information, visit us [www.westernlime.com](http://www.westernlime.com) or call us at 262-334-3005 ex 1

Sincerely,

  
Biju Daniel  
Mgr. Sales & Marketing  
[bdaniel@westernlime.com](mailto:bdaniel@westernlime.com)



**Attachment # 1**  
**Certification and Cost Proposal**

RE: Request for Bids Number **0708412087**  
BID CERTIFICATIONS

I certify the contents of the Bid submitted on behalf of WESTERN LIME CORPORATION (**Contractor**) in response to the Iowa Dept. of Administrative Service Bid Number **0708412087** for **Hydrated Lime** are true and accurate. I also certify WESTERN LIME CORPORATION (contractor) has not made any knowingly false statements in its Bid.

**Certification of Independence**

By submitting a Bid in response to the **Iowa Dept. of Administrative Service** Request for Bids Number **0708412087** for **Hydrated Lime**, I certify the following:

1. The Bid was developed independently, without consultation, communication or agreement with any employee or consultant to the Lead Agency or any Participating Agency who has worked on the development of this RFB, or with any person serving as a member of the evaluation committee.
2. The Bid was developed independently, without consultation, communication or agreement with any other Contractor or parties for the purpose of restricting competition.
3. Unless otherwise required by law, the information found in the Bid has not been knowingly disclosed and shall not be knowingly disclosed prior to the award of the contract, directly or indirectly, to any other Contractor.
4. No attempt has been made or will be made by WESTERN LIME CORPORATION (**Contractor**) to induce any other Contractor to submit or not to submit a Bid for the purpose restricting competition.
5. No relationship exists or shall exist during the contract period between WESTERN LIME CORPORATION (**Contractor**) and the Lead Agency or any Participating Agencies that interferes with fair competition or is a conflict of interest.

**Certification Regarding Debarment**

6. I certify, to the best of my knowledge, WESTERN LIME CORPORATION (**Contractor**) and all of its principals: (a) are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily

excluded from covered transactions by a Federal Agency or State Agency; (b) have not, within a three year period preceding this Bid, been convicted of, or had a civil judgment rendered against them for commission of fraud, or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state, or local) transaction or contract under a public transaction, violation of antitrust statutes or commission of embezzlement, theft, forgery, falsification or destruction of records, making false statements, or receiving stolen property; (c) are not presently indicted for or other criminally or civilly charged by a government entity (federal, state, or local) with the commission of any of the offenses enumerated in (b) of this certification; and (d) have not within a three year period preceding this Bid had one or more public transactions (federal, state, or local) terminated for cause.

This certification is a material representation of fact upon which the Lead Agency has relied upon when this transaction was entered into. If it is later determined that the undersigned knowingly rendered an erroneous certification, in addition to other remedies available, the Lead Agency may pursue available remedies including suspension, debarment, or termination of the contract.

#### **Certification Regarding Registration, Collection, and Remission of Sales and Use Tax**

7. Pursuant to Iowa Code sections 423.2(10) & 423.5(8) (2005 Code Supp.) a retailer in Iowa or a retailer maintaining a business in Iowa that enters into a contract with a state agency must register, collect, and remit Iowa sales tax and Iowa use tax levied under Iowa Code Chapter 423 on all sales of tangible personal property and enumerated services. The Act also requires Contractors to certify their compliance with sales tax registration, collection, and remission requirements and provides potential consequences if the certification is false or fraudulent.

By submitting a Bid in response to **Iowa Dept. of Administrative Services Request for Bids Number 0708412087 for Hydrated Lime**, the undersigned certifies the following: (check the applicable box)

- ☐ \_\_\_\_\_ (**Contractor**) is registered with the Iowa Department of Revenue, collects, and remits Iowa sales and use taxes as required by Iowa Code chapter 432; or
- ☒ WESTERN LIME CORP (**Contractor**) is not a "retailer" or a "retailer maintaining a place of business in this state" as those terms are defined in Iowa Code Subsections 423.1(42) & (43).



WESTERN LIME CORP. (Contractor) also acknowledges the Iowa Dept. of Administrative Services may declare the Contractor's RFB or resulting contract void if the above certification is false.

WESTERN LIME CORP. (Contractor) also understands fraudulent certification may result in the Iowa Dept. of Administrative Services or its representative filing for damages for breach of contract.

### Cost Proposal

Rotary Grade, Hydrated Lime ..... \$ 0.0850 per pound  
The above quoted price shall be a delivered price (dock delivery, no freight charges invoiced) in full truckload shipments (approx. 40,000 lbs).  
Specify the Product offered below:

Brand Name: Pure Cal Product Order No.: A70C01PC


Manufacturer's Name: WESTERN LIME CORPORATION

### **Make any changes below, which apply to the product offered:**

Product: Rotary Grade Hydrated Lime specifically for water treatment use.

Chemical Name: Calcium Hydroxide

Form: 325 Mesh Powder <sup>2</sup>

Packaging: 50 pound <sup>2</sup> 4-ply bags (3-ply kraft paper and 1-ply polyethylene) 

All Bags shall be palletized for shipment.

Delivery shall be provided within: Yes ☒ (30 days or less) after Receipt of Order.

Annual Price Change Allowance (for material and delivery):

The State requires pricing to remain "firm" throughout each individual annual contract period. The State shall consider pricing that remains static throughout the potential 3-year life of the contract, or that varies on an annual basis.

Pricing may decrease any amount, or may increase up to the maximum percentage listed below, upon annual contract renewal. Specify the maximum annual percentage increase which shall be applicable upon the following annual contract renewal period:

Annual Renewal Period #1.

April 15, 2009 thru April 14, 2010: 6% Percent maximum increase

Annual Renewal Period #2.

April 15, 2010 thru April 14, 2011: 6% Percent maximum increase

Note: The delivery location shall NOT supply a pallet jack for unloading.

Payment Terms: Net 30 days, on non-electronic orders/payments.

*Need fork lift to unload or provide pallet jack at point of delivery.*

*4-15-2009  
\$175 per ton  
\$.0875 per pound  
\$3,975.50 per  
45,000 lb. truck load*

*2.9% increase  
4-15-2009  
gc*

Specify the Name of the Manufacturer's Technically Trained, Authorized Representative who shall provide assistance with problems concerning use of the materials offered on an as-needed basis:

Specify Name: BISU DANIEL, Phone: 262-334-3005 ex 109  
E-Mail Address: bdaniel@westernline.com

(Optional) Discount applicable to invoices paid via the State of Iowa, MasterCard Procurement Card within 5-days or less after receipt of invoice: \_\_\_\_\_ % Discount

Note: The Contractor(s) may offer payment by credit card, however, cannot require it. Specify any credit cards currently accepted: \_\_\_\_\_

Product Specifications and/or ordering may be provided "on-line" at web-address: \_\_\_\_\_

Specify any optional enhancements to these specifications and requirements which are available at no additional charge: \_\_\_\_\_

Contractor's Authorized Signature: \_\_\_\_\_

Contractor's Name (typewritten): \_\_\_\_\_

Contractor's ordering and payment address:

WESTERN LINE CORPORATION  
206 NORTH 6<sup>th</sup> Ave  
WEST BEND - WIS 53095

Payment Terms: Net 30 Days

Federal Employment Identification Number: 39-0700260





MSDS – Material Safety Data sheet  
Pure Cal  
High Calcium Hydrated Lime  
(Calcium Hydroxide)

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**I. Product and Company Information** **Created on 6/19/06**

Manufacturer: Western Lime Corporation      Information: 800-433-0036  
206 N. 6<sup>th</sup> Avenue  
West Bend, WI 53095

Chemical Name Calcium Hydroxide	Chemical Family Alkaline earth hydroxide	Chemical Formula Mostly $\text{Ca}(\text{OH})_2$
Molecular weight $\text{CaO} = 74.10$	Trade Names/Synonyms Pure Cal, Hydrated Lime, Hydrate, Calcium Hydroxide	Material Use Water Treatment, Flux, Caustic agent, pH adjustment, absorption

**II. Composition and Information on Ingredients**

Component	CAS#	Exposure Limits	% by weight
Calcium Hydroxide	1305-62-0	OSHA PEL: 5mg/m <sup>3</sup> ACGH TLV: 5mg/m <sup>3</sup>	>90%
Magnesium Oxide	1309-48-4	OSHA PEL: 10 mg/m <sup>3</sup> ACGIH TLV: 10 mg/m <sup>3</sup>	< 2.0%
Calcium Oxide	1305-78-8	OSHA PEL: 5 mg/m <sup>3</sup> ACGH TLV: 2mg/m <sup>3</sup>	<1.0%
Crystalline Silica	14808-60-7	OSHA PEL: 10 mg/m <sup>3</sup> (% SiO <sub>2</sub> resp +2) ACGIH TLV: 0.025 mg/m <sup>3</sup>	N/A

**III. Hazards Identification**

Emergency Overview: Hydrated lime is an odorless white or greyish-white granular powder. Contact can cause irritation to eyes, skin, respiratory system, and gastrointestinal tract. Quicklime reacts violently with water, releasing sufficient heat to ignite combustible materials.	
Eyes:	Contact can cause severe irritation or burning of eyes, including permanent damage.
Skin:	Contact can cause severe irritation or burning of skin, especially in the presence of moisture.
Ingestion:	This product can cause severe irritation or burning of gastro-intestinal tract if swallowed
Inhalation:	This product can cause severe irritation of the respiratory system. Long-term exposure may cause permanent damage. Hydrated Lime is not listed by MSHA, OSHA, or IARC as a carcinogen, but this product may contain crystalline silica, which has been classified by IARC as (Group I) carcinogenic to humans when inhaled in the form of quartz or cristobalite. Inhalation of silica can cause a chronic lung disorder, silicosis.
Medical Conditions Aggravated by Exposure: Contact may aggravate disorders of eyes, skin, gastrointestinal tract, and respiratory system.	
Potential Environmental Effects: This material is alkaline and if released into water or soil will cause and increase in its pH.	

**IV. First Aid Measures**

Eyes:	Immediately flush eyes with large amounts of water for at least 15 minutes. Pull back the eyelid to make sure all the lime dust has been washed out.
Skin:	Flush exposed area with large amounts of water. Seek medical attention immediately.
Inhalation:	Remove to fresh air. Seek medical attention if necessary. If breathing has stopped, give artificial respiration.
Ingestion:	Give large quantities of water or fruit juice. Do not induce vomiting. Seek medical attention immediately. Never give anything by mouth if victim is rapidly losing



Western Lime

MSDS – Material Safety Data sheet  
Pure Cal  
High Calcium Hydrated Lime  
(Calcium Hydroxide)

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	consciousness or is unconscious or convulsing.
Note to Physicians: Provide general supportive measures and treat symptomatically.	

#### V. Fire Fighting Measures

Fire Hazards:	Hydrated Lime is not combustible or flammable. Hydrated Lime is not an explosion hazard.
Hazardous Combustion Products:	None Identified.
Extinguishing Media:	Use dry chemical fire extinguisher or water
Fire Fighting Instructions:	Keep personnel removed from and upwind of fire. Wear full fire-fighting turn-out gear(full Bunker gear), and respiratory protection (SCBA)

#### VI. Accidental Release Measures

Spill/Leak Procedures:	Use proper protective equipment. Hydrated Lime is a fine powder which can easily be entrained into the air.
Small Spills:	Wash area with water. Neutralize with dilute vinegar solution.
Large Spills:	Use dry methods to collect spilled materials. Evacuate area down wind of clean-up operations to avoid dust exposure. Store spilled materials in dry, sealed plastic or metal containers.
Containment:	For large spills, as much as possible avoid the generation of dusts. Do not release into sewers or waterways.
Cleanup:	Residual amounts can be flushed with large amounts of water. Equipment can be decontaminated by washing with either a mild vinegar and water solution, or detergent and water solution.

#### VII. Handling and Storage

Handling:	Keep in tightly closed containers. Protect from physical damage. Avoid direct contact with material.
Storage:	Store in a cool, dry and well ventilated location. Do not store near incompatible materials. Keep away from moisture. Do not store or ship in aluminum containers.

#### VIII. Exposure controls/Personal Protection Equipment

Personal Protective Equipment (PPE)	Wear clean, dry gloves, full length pants over boots, long sleeved shirt buttoned at the neck, head protection and approved eye protection selected for the working conditions.
Gloves	Gauntlets cuff style
Respiratory	NIOSH approved filtering anti-dust mask
Eyes	Tight fitting goggles/glasses with side shield
Footwear	Resistant to caustics
Clothing	Fully covering skin

#### IX. Physical and chemical properties

Physical State: Solid	Appearance: White powder substance	Odor: No Odor	Specific Gravity: 2.2 – 2.4 g/cc
Boiling Point: 5162 F, 2850 C	Vapor Pressure: N/A	pH (25° C): Sat Soln CaO: 12.45	Density (kg/m3): 400 - 700
Melting Point:	Vapor Density:	Solubility in Water:	Freezing Point:





WesternLime

MSDS – Material Safety Data sheet  
Pure Cal  
High Calcium Hydrated Lime  
(Calcium Hydroxide)

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4658 F, 2570 C	N/A	0.125/100 g Sat.soln	2580 C
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X. Stability and Reactivity

Stability:	Chemically stable, but reacts slowly with carbon dioxide to form calcium carbonate.
Incompatibility/Conditions to avoid:	Hydrated Lime should not be mixed or stored with the following materials, due to the potential for violent reaction and release of heat. Acids, Reactive Fluorinated Compounds, Reactive Brominated Compounds, Reactive Powdered Metals, Organic Acid Anhydrides, Nitro-Organic Compounds, Reactive Phosphorous Compounds.
Hazardous Decomposition Products:	Hydrated lime will decompose at 540 C to form calcium Oxide and water
Hazardous Polymerization:	None

XI. Toxicological Information

No LD50/LC50 have been identified for this products components. Hydrated Lime is not listed by MSHA, OSHA, or IARC as a carcinogen, but this product may contain crystalline silica, which has been classified by IARC as (Group I) carcinogenic to humans when inhaled in the form of quartz or crystobalite.

XII. Ecological Information

Ecotoxicity:	Because of the high pH of this product, it would be expected to produce significant ecotoxicity upon exposure to aquatic organisms and aquatic systems.
Environmental Fate:	This material shows no bioaccumulation or food chain toxicity potential.

XIII. Disposal Considerations:

Dispose of in accordance with all applicable federal, state, and local environmental regulations. If this product as supplied becomes a waste, it does not meet the criteria of a hazardous waste as defined under the Resource Conservation Act

XIV. Transportation Information

Hydrated Lime is not classified as a hazardous material by DOT when transported

XV. Regulatory Information





Western Lime

MSDS – Material Safety Data sheet  
Pure Cal  
High Calcium Hydrated Lime  
(Calcium Hydroxide)

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EPA Regulations	
RCRA Hazardous Waste Number (40 CFR 261.33)	Not Listed
RCRA Hazardous Waste Classification (40 CFR 261)	Not Listed
CERCLA Hazardous Substance (40 CFR 261)	Not Listed
CERLA Reportable Quantity (RQ)	Not Listed
SARA 311/312 codes	Not Listed
Sara Toxic Chemical (40 CFR 372.65)	Not Listed
SARA EHS (Extremely Hazardous Substance) (40 CFR 355)	Not Listed
Threshold Planning Quantity (TPQ)	Not Listed
All components are listed on the USEPA TSCA Inventory List	
OSHA/MSHA Regulations	
Air Contaminant (29 CFR 1910.1000, Table Z-1)	Not Listed
MSHA	Not Listed
OSHA Specifically Regulated Substance (29CFR 1910)	Not Listed
State Regulations: Consult state and local authorities for guidance	
Canadian Environmental Protection Act (CEPA)	
Domestic Substances List	Listed

XVI. Other Information		
HMIS	Health Risks	1
	Flammability	0
	Reactivity	0
	Personal Protection	E
NFPA	Health Hazard	1
	Fire Hazard	0
	Reactivity	0
WHIMS Classification	"E" Corrosive Materials	
WHIMS Classification	"D2A" Materials Causing Other toxic effects	

Western Lime Corporation presents this information in good faith but makes no representation as to its comprehensiveness or accuracy. This document is intended only as a guide to the appropriate precautionary handling. Individuals receiving this material must consult their own legal or technical advisors and/or exercise their own judgment in determining this materials appropriateness for a particular application. Western Lime Corporation makes no representations or warranties, either expressed or implied, and will not assume responsibility or liability for any claims losses or damages resulting from the use or reliance upon or failure to use this information.



WesternLime

## WESTERN PURE CAL HYDRATED LIME

### Typical Analysis

Magnesium Oxide	MgO	<1.50%
Calcium Hydroxide	Ca(OH) <sub>2</sub>	>90.50%
Calcium Carbonate	CaCO <sub>3</sub>	<0.50%

### Additional Tests

Insoluble Matter	<1.0%
Total Unhydrated Oxides	<0.5%
Average Bulk Density	25 lbs/ft <sup>3</sup>
Free Moisture	<0.5%

### Material Sizing

<u>U.S. MESH</u>	<u>% PASSING</u>
60	100.00%
100	99.25%
200	99.00%

Neutralizing value (Calcium Carbonate Equivalent) = 126

Western Lime Corporation's Pure Cal Hydrated Lime complies with ASTM C-911, meets ANSI/AWWA B202 Standards, and meets ANSI/NSF 60 Standards for Drinking Water Additives.

\*All information is based on averages. Normal variations can be expected in daily shipments.